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P-8999.00

To: Examiner Oropeza
Company: U.S. Patent and Trademark Office
Phone:
Fax: 703 872 9306

From: Paul H. McDowall
Company:  **Medtronic**
Phone: 763 514 3351
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Date: January 28, 2004**Pages including this
cover page:**

12

Comments: RE: P-8999.00
Serial No. 09/825,909
Applicants: Thompson et al.
Filed: April 4, 2001
Title: Implantable Medical Device Controlled by a Non-Invasive
Physiological Data Measurement Device

Attached please find the following documents:

- ☒ Amendment
- ☒ Transmittal

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DOCKET NO.: P-8999.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
AMENDMENT TRANSMITTAL

In re Application of: David L. Thompson, et al.

For: Implantable Medical Device Controlled by a Non-Invasive Physiological Data Measurement Device

Serial No.: 09/825,909

Filed: April 4, 2001

CERTIFICATE UNDER 37 CFR §1.8 I hereby certify that this Amendment and Transmittal and the paper(s), as described herein are being sent to telefacsimile No. (703) 572 9306, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 28 day of Jan., 2004.

Signature

PAUL H. MCDOWALL

Printed Name

Mail Stop NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

X

AMENDMENT (10 pgs.)

☐

Applicant hereby petitions for one-months' extension of time. If an additional extension of time is required, please consider this petition therefor.

☐

Please charge Deposit Account No. 13-2546 in the amount of \$_____ for the _____ fee.

X

Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Amendment Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

X

Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

28 Jan. 04Paul H. McDowall

Paul H. McDowall, Reg. No. 34,873

Telephone: (763) 514-3351

No. 27,581

JAN. 28. 2004 8:31PM

MEDTRONIC LAW DEPT

JAN 28 2004

NO. 9166 P. 3/12

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	David L. Thompson; Daniel R. Greeninger and Steven D. Goedeke	Docket:	P-8999.00
Serial No.:	09/825,909	Group Art Unit:	3762
Filed:	April 4, 2001	Examiner:	Frances P. Oropeza
Title:	IMPLANTABLE MEDICAL DEVICE CONTROLLED BY A NON- INVASIVE PHYSIOLOGICAL DATA MEASUREMENT DEVICE		

14/D
B. Webb
2/2/04

AMENDMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

In response to the non-final Office Action mailed October 28, 2003, the period of reply for which runs through today, January 28, 2004, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims that begins on page two of this paper.

Remarks begin on page six of this paper.